

Wayland. Yett.  
Wilson.

Nays—12.

Davidson of Miller.  
DeWitt. Odell.  
Davidson of Patterson.  
Galveston. Potter.  
Goss. Savage.  
Grinnan. Sebastian.  
Lloyd. Wheeler.

Absent.

Harris of Hunt. Paulus.  
Lipscomb. Stafford.  
McGee. Swann.

Absent—Excused.

Beaty. Turney.

Senator Dibrell offered the following amendment:

"Amend by striking out '\$1,100' in second column line 6, page 6."

The amendment was read, and adopted.

Senator Dibrell offered the following amendment:

"Amend the bill line 10, page 7, by inserting the word 'assistant' between the words 'of' and 'award.'"

The amendment was read, and adopted.

(President Pro Tem. Neal in the chair.)

Senator Goss offered the following amendment:

"For the purpose of surveying and sectionizing any unsurveyed land, the sum of \$10,000."

The amendment was read, and, upon request of Senator Goss, was laid on the table subject to call.

Senator Hanger offered the following amendment:

"Amend by adding after the word 'etc.' line 19, page 10, the following: 'Provided, only two experts shall be employed at the same time'; and amend further by striking out the sum of '\$12,000' in each column and inserting in lieu thereof the sum '\$8,000.'"

The amendment was read, and

Senator Johnson offered the following substitute for the amendment:

"Strike out in line 29, page 10, '\$12,000' in each column and insert in lieu thereof the following: 'That the Railroad Commission shall be authorized to employ two experts whose salary shall be \$2,500 each, and that the sum of \$2,000 shall be appropriated for maps, pamphlets, rulings, etc.'"

BILLS AND RESOLUTIONS.

Pending action on the foregoing amendment and substitute, and by unanimous consent, the following bill was introduced:

By Senator Yett:

Senate bill No. 17, A bill to be entitled "An Act to amend Section thirty-three (33), thirty-four (34), thirty-six (36) and thirty-seven (37) of an act entitled 'An Act to incorporate the city of Austin, to grant it a new charter, and to fix its boundaries,' approved April 13, 1901, so as to provide for the refunding of its bonded debts, and to further define its powers and duties relative to its bonded indebtedness."

Read first time, and referred to Committee on Towns and City Corporations.

ADJOURNMENT.

Senator Goss moved that the Senate recess until 3 o'clock p. m., and

Senator Lloyd moved that the Senate stand adjourned until 10 o'clock a. m. tomorrow.

Action being on the longest time first, the motion of Senator Lloyd prevailed, and the Senate accordingly, at 12:35 o'clock p. m., adjourned, with the amendment and substitute pending, by the following vote:

Yeas—12.

Davidson of Miller.  
DeWitt. Odell.  
Davidson of Patterson.  
Galveston. Sebastian.  
Hanger. Staples.  
Johnson. Turner.  
Lloyd. Yett.

Nays—10.

Dibrell. Neal.  
Goss. Potter.  
Grinnan. Savage.  
Harris of Bexar. Wayland.  
James. Wheeler.

Absent.

Harris of Hunt. Stafford.  
Lipscomb. Swann.  
McGee. Wilson.  
Paulus.

Absent—Excused.

Beaty. Turney.

FOURTEENTH DAY.

Senate Chamber,  
Austin, Tex., Tuesday, Aug. 27, 1901.

The Senate met pursuant to adjournment.

President Pro Tem. Neal in the chair.

The roll was called, a quorum being present, the following Senators answering to their names:

Beaty. Davidson of  
Davidson of Galveston.  
DeWitt. Goss.

Grinnan.	Savage.
Hanger.	Sebastian.
James.	Stafford.
Johnson.	Staples.
Lipscomb.	Swann.
Lloyd.	Turney.
Neal.	Wayland.
Odell.	Wheeler.
Patterson.	Wilson.
Paulus.	Yett.
Potter.	

Absent.

Dibrell.	McGee.
Harris of Bexar.	Miller.
Harris of Hunt.	Turner.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday (thirteenth day), the same, on motion of Senator Savage, was dispensed with.

#### FIRST EXECUTIVE MESSAGE.

The following first executive message was here delivered to and laid before the Senate:

EXECUTIVE OFFICE,  
STATE OF TEXAS,  
AUSTIN.

*To the Senate:*

The advice and consent of the Senate is asked to the withdrawal of the name of A. L. Camp as a member of the commission to select a site for the "Texas Industrial Institute and College for the Education of White Girls of the State of Texas in the Arts and Sciences," as provided in Section 9, House bill No. 35, General Laws, Twenty-seventh Legislature, and the appointment of J. E. Hooper, of Mitchell county, in his stead.

Mr. Camp's name is withdrawn only because it has been ascertained since his nomination that he is not a resident of the Thirteenth Congressional District.

JOSEPH D. SAYERS,  
Governor.

#### EXCUSED.

On motion of Senator Stafford, Senator Paulus was excused for non-attendance upon the Senate on yesterday on account of important business.

On motion of Senator Grinnan, Senator Stafford was excused for non-attendance upon the Senate on yesterday on account of important business.

On motion of Senator Davidson of Galveston, Senator Lipscomb was excused for non-attendance upon the Senate on yesterday on account of important business.

On motion of Senator Staples, Senator Swann was excused for non-attendance

upon the Senate on yesterday on account of important business.

On motion of Senator Grinnan, Senator Harris of Bexar was excused from further attendance upon the Senate until Thursday next on account of important business.

#### PETITIONS AND MEMORIALS.

Senator Paulus presented the following memorial:

*To the Senate and House of Representatives:*

We, the undersigned citizens of Fayette county, do most earnestly protest against the passage of the Senate reapportionment bill, by which Fayette county is to be placed in the same congressional district with Travis county.

We respectfully ask that the counties of Austin, Colorado, Lavaca, Gonzales and Fayette be permitted to remain together in one district.

J. F. Wolters, Chairman Democratic Executive Committee Fayette county; Ed. T. Wolters, R. T. Bradshaw, and others.

Senator Wayland presented the following petition:

*To the Hon. Jno. A. Wayland, Senator from the Twelfth Senatorial District.*

HONORABLE SIR: Whereas, The House of Representatives have sent to the Senate a bill depriving Freestone county of a local Representative and attaching said county to Limestone county for flitorial purposes that we, your petitioners (being resident citizens of Freestone county) bitterly oppose said change and earnestly request that you use your best endeavors to have Freestone county given a separate Representative, and not leave us at the mercy of Limestone county, as we would be under said House bill.

Respectfully,

Signed—W. J. Loader, T. J. Bulin, C. F. Rutherford, and others.

#### COMMITTEE REPORTS.

The following committee reports were made to the Senate:

Committee Room,  
Austin, Texas, August 26, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Towns and City Corporations, to whom was referred Senate bill No. 17, being a bill to be entitled "An Act to amend Sections 33, 34, 36 and 37 of an act entitled 'An Act to incorporate the city of Austin, to grant it a new charter, and to fix its boundaries,' approved April 13, 1901, so

as to provide for the refunding of its bonded debt, and to further define its powers and duties relative to its bonded indebtedness,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

DAVIDSON of Galveston, Chairman.

Committee Room,  
Austin, Texas, August 26, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Towns and City Corporations, to whom was referred

Senate bill No. 15, being a bill to be entitled "An Act to amend Article 386c, Chapter 1, Title XVIII, of the Revised Statutes of Texas, of 1895, relating to cities and towns,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

DAVIDSON of Galveston, Chairman.

Committee Room,  
Austin, Texas, August 26, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 13, being a bill to be entitled "An Act to give effect to Section VII, Article XI, of the Constitution, authorizing all counties and cities bordering on the coast of the Gulf of Mexico to construct sea-walls and break-waters, to issue bonds therefor and levy a tax for the payment thereof,"

And find the same correctly engrossed.  
STAPLES, Acting Chairman.

Committee Room,  
Austin, Texas, August 27, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Apportionment, to whom was referred

Substitute House bill No. 4, being a bill to be entitled "An Act to apportion the State of Texas into representative districts, and to fix the number of representatives thereof, and to repeal all laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass* with the following amendments:

# COMMITTEE AMENDMENTS—HOUSE BILL NO. 4—REPRESENTATIVE DISTRICTS.

"1. Amend page 3, lines 2 and 3, by striking out all after the word 'Angelina' and add in lieu thereof the following: 'San Augustine, Polk and San Jacinto, and shall elect two Representatives.'

"2. Amend page 3, lines 19 to 24, inclusive, by striking out all after the figures '25' and insert the following: 'The Twenty-fifth District, composed of the counties of Harris, Fort Bend and Waller, and shall elect two Representatives.'

"3. Amend page 3 by striking out all of lines 25, 26 and 27.

"4. Amend page 5, line 8, by striking out the words 'counties of Freestone and Limestone' and insert in lieu thereof the words 'county of Freestone.'

"5. Amend page 7, line 17, by striking out the words 'Milam and' and insert in lieu thereof the words 'Limestone, Leon, Madison and.'

"6. Amend page 7, line 26, by striking out the words 'and Falls' and insert in lieu thereof the words 'Falls and Milam.'

"7. Amend page 9, line 5, by striking out the words 'and Stephens' and insert in lieu thereof the words 'Stephens and Shackelford.'

"8. Amend page 9, line 8, by striking out the words 'counties of Eastland and Shackelford' and insert in lieu thereof the words 'county of Eastland.'

"9. Amend by adding to page 9, after line 33, the following: 'No. 96. The Ninety-sixth District, composed of the counties of Karnes, Goliad and Live Oak, and shall elect one Representative'; and strike out on page 12, all of lines 2, 3, 4 and 5.

"10. Change the numbers of all districts after the Twenty-fifth, numbering them consecutively to conform to the foregoing amendments.

"11. Amend by striking out all of Section 2 of the bill after line 27, on page 12, and insert in lieu thereof the following:

"In the Twenty-sixth District, Walker county.

"In the Thirty-second District, Kaufman county.

"In the Thirty-eighth District, Dallas county.

"In the Forty-third District, Leon county.

"In the Forty-seventh District, Lee county.

"In the Fifty-second District, Wharton county.

"In the Fifty-third District, Brazoria county.

"In the Fifty-fourth District, Victoria county.

"In the Fifty-eighth District, Fayette county.

"In the Sixty-third District, Williamson county.

"In the Sixty-sixth District, Robertson county.

"In the Sixty-ninth District, Falls county.

"In the Seventy-fourth District, Bosque county.

"In the Seventy-sixth District, Hood county.

"In the Eighty-third District, Clay county.

"In the Eighty-fourth District, Stephens county.

"In the Eighty-seventh District, Mills county.

"In the Eighty-eighth District, Lampasas county.

"In the Eighty-ninth District, Llano county.

"In the Ninetieth District, Hays county.

"In the Ninety-third District, Wilson county.

"In the Ninety-fourth District, Karnes county.

"In the Ninety-fifth District, Nueces county.

"In the Ninety-sixth District, Cameron county.

"In the Ninety-eighth District, Uvalde county.

"In the Ninety-ninth District, Kerr county.

"In the One Hundredth District, Val Verde county.

"In the One Hundred and Second District, Midland county.

"In the One Hundred and Third District, Runnels county.

"In the One Hundred and Fourth District, Taylor county.

"In the One Hundred and Fifth District, Baylor county.

"In the One Hundred and Sixth District, Wichita county.

"In the One Hundred and Seventh District, Potter county.

"In the One Hundred and Ninth District, Tarrant county."

HARRIS of Bexar, Chairman.

#### BILLS AND RESOLUTIONS.

By Senator Wheeler:

Senate bill No. 18, A bill to be entitled "An Act to amend Article 406, Title XI, of the Penal Code of the State of Texas, relating to 'blind tigers.'"

Read first time, and referred to Judiciary Committee No. 2.

The President Pro Tempore here declared the morning call concluded.

#### FIRST HOUSE MESSAGE.

The following first House message was here delivered to the Senate:

Hall of the House of Representatives,  
Austin, Texas, August 27, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following resolution:

House Concurrent Resolution No. 2, To permit the Attorney General to withdraw from the Comptroller's office such original vouchers, papers and accounts as may be necessary to enable him to properly present the claims of the State of Texas for payment by the United States under Act of Congress approved January 15, 1901.

Also Senate Concurrent Resolution No. 3, with amendment.

LEE J. ROUNTREE,

Chief Clerk, House of Representatives.

#### LABOR DAY CELEBRATION—INVITATION TO ATTEND.

Senator Staples presented the following invitation:

The Trades Unions of Austin extend a cordial invitation to the Senators to attend their Labor Day celebration at Watters Park next Monday.

#### HOUSE CONCURRENT RESOLUTION NO. 2—ADOPTED.

The President Pro Tempore here laid before the Senate the pending order of business,

Substitute Senate bill No. 4 (general appropriation bill), and

On motion of Senator Hanger the pending order of business was suspended and the Senate took up for consideration

House Concurrent Resolution No. 2, To permit the Attorney General to withdraw from the Comptroller's office such original vouchers, papers and accounts as may be necessary to enable him to properly present the claims of the State of Texas for payment by the United States under Act of Congress approved January 15, 1901.

The resolution was read second time, and adopted.

#### GENERAL APPROPRIATION BILL—LAI'D ON THE TABLE SUBJECT TO CALL.

The pending order of business being the Senate's general appropriation bill (Substitute Senate bill No. 4), the same was, on motion of Senator Savage, laid on the table subject to call.

## SECOND HOUSE MESSAGE.

The following second House message was here delivered to the Senate:

Hall of the House of Representatives.  
Austin, Texas, August 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: I am directed by the House to inform the Senate that the House has passed the following bill:

Substitute House bill Nos. 3, 5 and 6, A bill to be entitled "An Act to apportion the State of Texas into congressional districts, and repeal all laws and parts of laws in conflict herewith."

LEE J. ROUNTREE,  
Chief Clerk House of Representatives.

## IN THE SENATE.

The President Pro Tempore had read, and referred the foregoing reported House bill as follows:

Substitute House bill Nos. 3, 5 and 6 (see caption in foregoing first House message) referred to Committee on Apportionment.

## SENATE BILL NO. 17 (AUSTIN CHARTER)—ON SECOND AND THIRD READINGS.

Senator Yett called up Senate bill No. 17 (amending the charter of the city of Austin) reported this day from committee, and moved that the Senate rule governing committee reports be suspended for the purpose of considering the bill on its second reading.

The rule being suspended, the President Pro Tempore laid the bill before the Senate, on its second reading.

Bill was read second time, and ordered engrossed.

On motion of Senator Yett, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Beaty.	Odell.
Davidson of	Patterson.
DeWitt.	Paulus.
Davidson of	Potter.
Galveston.	Savage.
Goss.	Stafford.
Grinnan.	Staples.
Hanger.	Swann.
James.	Turner.
Johnson.	Wayland.
Lipscomb.	Wheeler.
Lloyd.	Wilson.
Neal.	Yett.

Absent.

Dibrell.	Miller.
Harris of Hunt.	Sebastian.
McGee.	Turney.

Absent—Excused.

Harris of Bexar.

The bill was read third time, and passed by the following vote:

Yeas—25.

Beaty.	Paulus.
Davidson of	Potter.
DeWitt.	Savage.
Davidson of	Sebastian.
Galveston.	Stafford.
Goss.	Staples.
Grinnan.	Swann.
Hanger.	Turner.
James.	Turney.
Johnson.	Wayland.
Lipscomb.	Wheeler.
Lloyd.	Wilson.
Neal.	Yett.
Patterson.	

Absent.

Dibrell.	Miller.
Harris of Hunt.	Odell.
McGee.	

Absent—Excused.

Harris of Bexar.

## SENATE BILL NO. 15—ON SECOND AND THIRD READINGS.

Senator Miller called up Senate bill No. 15, reported this day from committee, and moved that the Senate rule governing committee reports be suspended for the purpose of considering the bill on its second reading.

The rule being suspended, the President Pro Tempore laid before the Senate, on its second reading,

Senate bill No. 15, A bill to be entitled "An Act to amend Article 386c, Chapter 1, Title XVIII, of the Revised Statutes of 1895, relating to cities and towns."

Bill was read second time, and ordered engrossed.

On motion of Senator Miller, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Beaty.	Lipscomb.
Davidson of	Lloyd.
DeWitt.	Miller.
Davidson of	Neal.
Galveston.	Odell.
Goss.	Paulus.
Grinnan.	Potter.
Hanger.	Savage.
James.	Sebastian.
Johnson.	Stafford.

Staples.	Wayland.
Swann.	Wheeler.
Turner.	Wilson.
Turney.	Yett.

Nays—1.

Patterson.

Absent.

Dibrell. McGee.

Harris of Bexar.

Absent—Excused.

Harris of Hunt.

The bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Savage.
Galveston.	Sebastian.
Goss.	Stafford.
Grinnan.	Staples.
Hanger.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	Yett.

Nays—1.

Patterson.

Absent.

Dibrell. McGee.

Harris of Hunt.

Absent—Excused.

Harris of Bexar.

Senator Miller moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## EXECUTIVE SESSION POSTPONED.

The President Pro Tempore here announced the hour of 11 o'clock a. m., the time set for the Senate to go into executive session was postponed until tomorrow upon the appointments sent in by the Governor (see Record of twelfth day), and

On motion of Senator Hanger, the executive session was postponed until tomorrow at 11 o'clock a. m. in order that the Senator from Hunt (Mr. Harris) might be present.

## COMMITTEE REPORTS.

By unanimous consent, the following committee report was made to the Senate:

Committee Room,  
Austin, Texas, August 27, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 18, being a bill to be entitled "An Act to amend Article 406, Title XI, of the Penal Code of the State of Texas, relating to 'blind tigers,'"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

TURNEY, Chairman.

## BILLS AND RESOLUTIONS.

(By unanimous consent.)

By Senator Johnson:

Senate bill No. 19, A bill to be entitled "An Act to validate the incorporation of the city of Athens, Henderson county, Texas."

Read first time, and referred to Committee on Towns and City Corporations.

## RECESS.

Senator Johnson moved that the Senate stand adjourned until 10 o'clock a. m. tomorrow, and

Senator Savage moved that the Senate take a recess until 3 o'clock p. m. today.

Action recurring on the longest time first, the motion of Senator Johnson was lost.

Action then recurring on the motion of Senator Savage, the same prevailed, and the Senate, at 11:05 o'clock recessed accordingly.

## AFTER RECESS.

## SENATE GENERAL APPROPRIATION BILL.

The Senate here resumed consideration of the pending business, Substitute Senate bill No. 4 (general appropriation bill), which was on the table subject to call, the question being on the following amendment by Senator Johnson:

"Strike out in line 29, page 10, \$12,000' in each column and insert in lieu thereof the following: 'That the Railroad Commission shall be authorized to employ two experts whose salary shall be \$2,500 each, and that the sum of \$2,000 shall be appropriated for maps, pamphlets, rulings, etc.'"

To the following amendment by Senator Hanger:

"Amend by adding after the word 'etc.' line 19, page 10, the following: 'Provided, only two experts shall be employed at the same time'; and amend further by

striking out the sum of '\$12,000' in each column and inserting in lieu thereof the sum '\$8,000.'"

Both of which were offered on yesterday (thirteenth day).

By unanimous consent, Senator Johnson withdrew his amendment to the amendment, and

By unanimous consent, Senator Hanger withdrew his amendment, and

Senators Hanger and Staples offered the following amendment:

"Amend by adding after the word 'etc.' in line 19, page 10, the following: 'Provided, the Railroad Commission shall state in each of its annual reports the sums of money paid to each expert, the work done by such expert, its nature, character and extent, and the result of the same, including the financial benefit and also the relationship and kinship, if any, existing between said experts and all other employees and the members of the Railroad Commission, and the relationship, if any known, to the Commission existing between said experts and any officers, managers or owners of any railway company within this State, and also the names and addresses of all persons, if any, related by affinity or consanguinity to any of said commissioners employed by any railway company within this State.'"

The amendment was read, and adopted.

Senator Johnson offered the following amendment:

"Amend by striking out in line 19, page 10, '\$12,000' in each column and insert in lieu thereof the following: 'That the Railroad Commission shall be authorized to employ two experts whose salary shall be \$2,500 each and that the sum of \$3,000, or so much thereof as may be necessary for additional help, to include expenditures for maps, pamphlets, rulings, etc.'"

(Senator Miller in the chair.)

The amendment was read, and lost.

Senator Goss called up from the table his amendment offered on yesterday (thirteenth day), being applicable to the Land Office department, and reading as follows:

"For the purpose of surveying and sectionizing any unsurveyed land, the sum of \$10,000."

The amendment was read, and, by unanimous consent, withdrawn.

Senator Goss offered the following amendment:

"Amend by inserting after line 3, page 8, the following: 'For the purpose of surveying and sectionizing the unsurveyed school lands in the counties of Andrews, Crane, Ector, El Paso, Gaines, Loving, Reeves, Ward, Winkler, Cochran, Hansford, Hartley, Hockley, Kent,

Lynn, Sherman and Terry, as provided in Section 3, Chapter 11, of the Acts of the First Called Session of the Twenty-sixth Legislature, \$3,000.'"

The amendment was read, and adopted.

Senator James offered the following amendment:

"Amend page 4, line 24, by striking out '\$1,700' in each column and by inserting '\$1,800' in lieu thereof."

#### COMMITTEE REPORT.

Committee Room,  
Austin, Texas, August 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 15, being a bill to be entitled "An Act to amend Article 386c, Chapter 1, Title 18, of the Revised Statutes of Texas of 1895, relating to cities and towns,"

And find the same correctly engrossed.

BEATY, Chairman.

#### ADJOURNMENT.

Pending action on the amendment by Senator James to the general appropriation bill, the Senate, at 4 o'clock p. m., on motion of Senator Wayland, adjourned until 10 o'clock a. m. tomorrow.

#### FIFTEENTH DAY.

Senate Chamber,  
Austin, Tex., Wednesday, Aug. 28, 1901.

The Senate met pursuant to adjournment.

President Pro Tem. Neal in the chair.

The roll was called, a quorum being present, the following Senators answering to their names:

Beaty.	Odell.
Davidson of	Patterson.
DeWitt.	Paulus.
Davidson of	Potter.
Galveston.	Savage.
Dibrell.	Sebastian.
Goss.	Stafford.
Grinnan.	Staples.
Hanger.	Swann.
Harris of Hunt.	Turner.
James.	Turney.
Johnson.	Wayland.
Lipscomb.	Wheeler.
Lloyd.	Wilson.
Miller.	Yett.
Neal.	